

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 20, 2007**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, Presiding Justice, Rylaarsdam, J. and Moore, J. Antoinette Cajigal, deputy clerk attending.

G037330     THE PEOPLE  
              v.  
              OSCAR TLATELPA

Merits. Cause called. Attorney Sachi Wilson argued for appellant. Kristen Chenelia, Deputy Attorney General argued for respondent. Cause submitted.

G037968     THE PEOPLE  
              v.  
              STEPHEN R. NEWTON

Merits. Cause called. William G. Fallon, Deputy District Attorney argued for appellant. Kevin J. Phillips, Deputy Public Defender argued for respondent. Cause submitted.

G036774     RANDALL GOODMAN ET AL.  
              &  
G037091     v.  
              JESUS LAZANO ET AL.

Merits. Cause called. Attorney Mark W. Huston argued for appellants. Attorney Stephen B. Goldberg argued for respondents. Cause submitted.

G038713     DEANNA H. ADAMS ET AL.  
              &  
G038714     v.  
              CITY OF SAN BERNARDINO ET AL.

Merits. Cause called. Attorney Robert M. Miller argued for appellants. Attorney John C. Nolan argued for respondents. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 20, 2007 (cont'd)**

G036534      ZAKIYYAH MUHAMMAD  
G036986                      v.  
                    &      ISLAMIC SOCIETY OF ORANGE COUNTY ET AL.  
G037172

Merits. Cause called. Attorneys John G. Derrick and Jim P. Mahacek argued for the appellants. Attorney Edmond M. Connor argued for respondent. Submission deferred to allow additional letter briefing. Appellants' letter brief due by 4:00 p.m. on 8-31-07. Respondent's letter brief due by 4:00 p.m. on 9-14-07. To be submitted on 9-14-07.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 20, 2007 (cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are O'Leary, Acting Presiding Justice, Fybel, J. and Ikola, J. Antoinette Cajigal, deputy clerk attending.

G037624     THE PEOPLE  
              v.  
              URIAN C.

Merits. Cause called. Attorney John L. Staley argued for appellant. Randy Einhorn, Deputy Attorney General argued for respondent. Cause submitted.

G037505     THE PEOPLE  
              v.  
              RICHARD L. HALLETT

Merits. Cause called. Attorney William Flenniken, Jr. argued for appellant. David Delgado-Rucci, Deputy Attorney General argued for respondent. Cause submitted.

G037609     THE PEOPLE  
              v.  
              PAUL E. MAINES

Merits. Cause called. Attorney Laura E. Schaefer argued for appellant. Leslie Meller, Certified Law Student argued for respondent and Scott A. Taylor designated as the supervising Deputy Attorney General. Cause submitted.

G037085     THE PEOPLE  
              v.  
              JENNIFER MYERS

Merits. Cause called. Attorney Stephen S. Buckley argued for appellant. Elizabeth Voorhies, Deputy Attorney General argued for respondent. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 20, 2007 (cont'd)**

G038099     THE PEOPLE  
              v.  
              NAM NHUT T.

Merits. Cause called. Attorney Jean Ballantine argued for appellant. Samira Seidu, Certified Law Student argued for respondent with Scott A. Taylor, supervising Deputy Attorney General. Cause submitted.

G037809     THE PEOPLE  
              v.  
              HUMBERTO FAJARDO

Merits. Cause called. Attorney Christian C. Buckley argued for appellant. A. Joshua Fuladian, Certified Law Student argued for respondent with Scott A. Taylor, supervising Deputy Attorney General. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 20, 2007 (cont'd)**

G035944 THE PEOPLE  
v.  
TOM MACMANUS

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G037174 THE PEOPLE Not for publication  
v.  
ITUAU LEAUASOGA

Opinion filed. The judgment is affirmed.

Sills, P.J.

We concur: Moore, J.  
Ikola, J.

G037338 THE PEOPLE Not for publication  
v.  
ARMAGHAN E. PIRHADI

Opinion filed. The judgment is affirmed.

Sills, P.J.

We concur: Moore, J.  
Aronson, J.

G037777 THE PEOPLE Not for publication  
v.  
DANIEL A.

Opinion filed. The judgment is affirmed.

Rylaarsdam, Acting P.J.

We concur: Moore, J.  
Aronson, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 20, 2007 (cont'd)**

G038214      ORANGE COUNTY SOCIAL SERVICES      Not for publication  
                 AGENCY  
                 v.  
                 HARVEY V. ET AL.

Opinion filed. The order is affirmed.

Moore, J.

We concur:   Sills, P.J.  
                 Aronson, J.

G038636      RAUL QUINTERO  
                 v.  
                 CITY OF SANTA ANA ET AL.

Order filed. The petition for rehearing is GRANTED.

Rylaarsdam, Acting P.J.

\*Before Rylaarsdam, Acting P.J., O'Leary, J. and Ikola, J.

G039095      In re SALVADOR ROJAS      Not for publication  
                 On Habeas Corpus

Opinion filed. The petition is granted.

By the Court

Before Rylaarsdam, Acting P.J., O'Leary, J. and Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 21, 2007**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, Presiding Justice, Rylaarsdam, J. and Fybel, J. Antoinette Cajigal, deputy clerk attending.

G037241     CHRISTOPHER HILL  
                 v.  
                 PEDRO P. ARREOLA

Merits. Cause called. Attorney Ricardo A. Nicol argued for appellant. Gregory G. Rizio argued for respondent. Cause submitted.

G038042     HAYLEY HANSSLER ET AL.  
                 v.  
                 ESKANOS & ADLER

Merits. Cause called. Attorney Kurtiss A. Jacobs argued for appellant. Attorney Scott W. Hanssler argued for respondents. Cause submitted.

G038672     LIDO PROPERTY INVESTMENT, INC. ET AL.  
G038661                                   v.  
& G038664   MICHELLE ABU-ASSAL ET AL.

Merits. Cause called. Attorney William P. Tooke argued for appellants and cross-repondents. Attorney Herbert N. Niermann argued for appellant Maged L. Abu-Assal. Attorney Elizabeth A. LaRocque argued for respondent and cross-appellant Lido Property Investment, Inc. Attorney Marc G. Reich argued for respondent Richard Holderman. Cause submitted.

G037930     IRENE R. SARINANA ET AL.  
                 v.  
                 RICHARD R. SORIA ET AL.

Merits. Cause called. Attorney Roger E. Naghash argued for appellants. Attorney Stanley L. Moerbeek argued for respondents Lynda Soria et al. and attorney Bradford Calvin argued for respondent Richard R. Soria, Sr. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 21, 2007 (cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting Presiding Justice, O'Leary, J. and Aronson, J. Antoinette Cajigal, deputy clerk attending.

G036783     LAURENCE BRABOWSKI  
                 v.  
                 MUSTANG MOTELS, INC.

Merits. Cause called. Attorney Gary E. Shoffner argued for appellant. Attorney Douglas S. Phillips argued for respondent. Cause submitted.

G037398     THE PEOPLE  
                 v.  
                 JASON A. CLARK

Merits. Cause called. Attorney Stephen S. Buckley argued for appellant. Elizabeth Voorhies, Deputy Attorney General argued for respondent. Cause submitted.

G037563     THE PEOPLE  
                 v.  
                 DOUGLAS KILPATRICK

Merits. Cause called. Attorney Allison Ting argued for appellant. Ronald Jakob, Deputy Attorney General argued for respondent. Cause submitted.

G037989     TRACY BRENNAN  
                 v.  
                 ANAHEIM UNION HIGH SCHOOL DISTRICT

Merits. Cause called. Attorney Julie M. McCoy argued for appellant. Attorney Jack M. Sleeth, Jr. argued for respondent. Cause submitted.



**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 21, 2007 (cont'd)**

G038687     THE PEOPLE  
              v.  
              SANTIAGO MURILLO NAJAR ET AL.

Merits. Cause called. Attorney Paul R. Ward argued for appellant Santiago M. Najar. Attorney Terrence V. Scott argued for appellant Tomas Sandoval. Attorney Joseph T. Tavano argued for appellant Gerardo E. Dominguez. Attorney Michael I. Garey argued for appellant Jose G. Perez. Peter Quon, Jr., Deputy Attorney General argued for respondent. Cause submitted.

G037614     FIRST AMERICAN TITLE INSURANCE  
              v.  
              INDRASAIN RAMSUNDAR ET AL.

Merits. Cause called. Attorney Julian K. Bach argued for appellants. Attorney Michael Connally argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 21, 2007**

G037284	THE PEOPLE	Not for publication
	v. ROBERT ROMO	
	Opinion filed. Judgment affirmed	
	We concur: Sills, P. J. Aronson, J.	Bedsworth, J.
G037395	THE PEOPLE	Not for publication
	v. ANDRES QUINONEZ REYES	
	Opinion filed. Judgment affirmed.	
	We concur: Sills, P. J. Aronson, J.	Rylaarsdam, J.
G037920	THE PEOPLE	Not for publication
	V. MICHAEL JOHN VIELE	
	Opinion filed. Judgment affirmed.	
	We concur: Moore, Acting P. J. Aronson, J.	Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 22, 2007**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, Presiding Justice, Bedsworth, J. and Moore, J. Shahira Naqshbandy, deputy clerk attending.

G038083     ROUNDTREE  
              v.  
              BOOKER ET AL.

Merits. Cause called. Javier Ramirez argued for appellant. Robert Phillip Eastman argued for respondent. Cause submitted.

G037386     BUI  
              v.  
              BUI ET AL.

Merits. Cause called. Mark H. Cheung argued for appellants. David B. Dimitruk argued for respondent. Cause submitted.

G038202     MOORE ET AL.  
              v.  
              CHILD CARE OF IRVINE, LLC ET AL.

Merits. Cause called. Alan J. Gordee argued for appellants. Adam A. Burton Argued for respondents. Cause submitted.

G038429     ORANGE COUNTY SOCIAL SERVICES AGENCY  
              v.  
              JEFF Y.

Merits. Cause called. No appearance by appellant attorney Leslie Barry. Paula Whaley argued for respondent. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 22, 2007 (cont'd)**

G037975 REBA F. NEWMAN

v.

SANTIAGO CREEK A CA LTD. ET AL.

Merits. Cause called. Kenneth J. Wenzel argued for appellant. Paul W. Burke argued for respondents. Appellant directed to file supplemental brief by 4:00 p.m. on September 14, 2007. Respondents to file a supplemental brief by 4:00 p.m. on September 28, 2007. The cause will be submitted on September 28, 2007.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 22, 2007 (cont'd)**

Court reconvened at 1:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, Presiding Justice, Rylaarsdam, J. Bedsworth, J. Aronson, J. and Ikola, J. Shahira Naqshbandy, deputy clerk attending.

G037990      CRAIG S. WASSERMAN  
                 v.  
                 TERRY L. MAIRS

Merits. Cause called. John Dodd argued for appellant. Jeffrey W. Doeringer argued for respondent. Cause submitted.

G036608      THE PEOPLE  
                 v.  
                 HERMILIO MARTINEZ

Merits. Cause called. Jean F. Matulis argued for appellant. Mariya Melkonian argued for respondent. Cause submitted.

G037638      SCOTT P. HOLCOMB  
                 v.  
                 WELLS FARGO BANK ET AL.

Merits. Cause called. Appellant Scott Holcomb argued in propria persona. John B. Marcin argued for respondent. Cause submitted.

G036847      THE PEOPLE  
&                   v.  
G038319      TERRY L. WOLFE

Merits. Cause called. Jean F. Matulis argued for appellant. Jennifer Dockter argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 22, 2007 (cont'd)**

G037261     YMELDA T. PATRICK  
              v.  
              ALACER CORPORATION

Order filed. Pursuant to rule 8.256(e)(1) of the California Rules of Court, submission of the above-entitled matter is hereby vacated so the court may consider identical questions of law concurrently with those of the related appeal in case number G037607. Matter will be resubmitted on the same date as that of G037607.

Sills, P.J.

G038114     THE PEOPLE  
              v.  
              MICHAEL C. FIELDS

Not for publication

Opinion filed. The judgment is affirmed.

Rylaarsdam, J.

We concur:    Sill, P.J.  
                      Fybel, J.

G038661     MAGED L. ABU-ASSAL ET AL.  
G038664     v.  
G038672     LIDO PROPERTY INVESTMENT, INC.

Not for publication

Opinion filed. The orders affirmed. Judgment of the Superior Court of Riverside County reversed with directions.

Sills, P.J.

We concur:    Rylaarsdam, J.  
                      Fybel, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 23, 2007**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting Presiding Justice, Moore, J., Fybel, J. and Ikola, J. Antoinette Cajigal, deputy clerk attending.

G036987     BANDER LAW FIRM LLP  
G036989     v.  
G036988     LE VIEN HOMES, INC. ET AL.

Merits. Cause called. Attorney Cathe L. Caraway-Howard argued for appellant. Attorney Scott C. Glovsky argued for respondents Rey Inarian et al. and Attorney C. Joe Sayas argued for respondents Le Vien Homes, Inc., et al. Cause submitted.

G037727     RUBALEE BOOKOUT  
                 v.  
                 OVE NIELSEN

Merits. Attorney Meritt McKeon argued for appellant. Attorney Paul D. Stucki argued for respondent. Cause submitted.

G037816     PACIFIC TRUST ESCROW, INC. ET AL.  
                 v.  
                 VALDIMIR RYAZANSKIY

Merits. Attorney Yevgeniya G. Lisitsa argued for appellant. Attorney Mark C. Carlson argued for respondents. Cause submitted.

G037945     THAP VAN NGUYEN ET AL.  
                 v.  
                 HIGH TEN PARTNERS, INC. ET AL.

Merits. Attorney L. Douglas Brown argued for appellants. Attorney Kevin Louth argued for respondents. Supplemental letter briefs ordered by the court; appellant's letter brief due 4:00 p.m. on 9-4-07. Respondent's letter brief due 4:00 p.m. on 9-14-07. Appellant's reply letter brief due by 9-24-07. To be submitted on 9-24-07.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 23, 2007 (cont'd)**

Court convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting Presiding Justice., Bedsworth, J., O'Leary, J., Moore, J., Aronson, and Fybel, J. Antoinette Cajigal, deputy clerk attending.

G036829     MEDICAL NUTRITIONALS, INC.  
                 v.  
                 CRAIG CARLSON ET AL.

Merits. Cause called. Attorney Richard J. Radcliffe argued for appellants. Attorney Geoff S. Morris argued for respondent. Cause submitted.

G037365     DONALD RODEN  
                 v.  
                 AMERISOURCEBERGEN CORPORATION ET AL.

Merits. Cause called. Attorney Richard E. Hodge argued for appellant. Attorney Gordon E. Krischer argued for respondents. Cause submitted.

G038343     ORANGE COUNTY SOCIAL SERVICES AGENCY  
                 v.  
                 MY V.

Merits. Cause called. Attorney Roni Keller argued for appellant. Karen L. Christensen, Deputy County Counsel argued for respondent. Cause submitted.

G037712     CONSORTIUM INFORMATION SERVICES  
                 v.  
                 EXPERIAN INFORMATION SOLUTIONS, INC.

Merits. Cause called. Attorney Patrick W. Walsh argued for appellant. Attorney Kathlene W. Lowe argued for respondent. Cause submitted.

G037541     JAMES SPRAY  
                 v.  
                 SUPERIOR COURT; THE PEOPLE

Merits. Cause called. Attorney Joseph D. Elford argued for petitioner. Stephan Sauer, Deputy District Attorney argued for real party in interest, the People. Cause submitted.



**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 23, 2007 (cont'd)**

G036250      CITY OF GARDEN GROVE  
                 v.  
                 THE SUPERIOR COURT; FELIX KHA

Merits. Cause called. Attorney Magdalena Lona-Wiant argued for petitioner.  
Attorney Joseph D. Elford argued for real party in interest. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 23, 2007 (cont'd)**

G035684	THE PEOPLE v. McKINLEY PIERCE ATKINS, JR.	Not for publication
	Opinion filed. The judgment is affirmed.	
	We concur: O'Leary, J. Moore, J.	Bedsworth, Acting P.J.
G037257	THE PEOPLE v. CANIS HUNT	Not for publication
	Opinion filed. The judgment is affirmed.	
	We concur: O'Leary, J. Fybel, J.	Rylaarsdam, Acting P.J.
G037346	THE PEOPLE v. RAFAEL GONZALEZ	
	Order filed. The above entitled cause is ordered submitted this date.	
		Sills, P.J.
G038099	THE PEOPLE v. NAM NHUT T.	Not for publication
	Opinion filed. The judgment is affirmed.	
	We concur: O'Leary, Acting P.J. Fybel, J.	Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 23, 2007 (cont'd)**

G038302      ORANGE COUNTY SOCIAL SERVICES AGENCY  
                 v.  
                 TANYA K. ET AL.

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 24, 2007**

G032369     THE PEOPLE  
              v.  
              MATTHEW G. LAMONT

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G035266     THE PEOPLE  
              v.  
              TIMMY MICHAEL GIFFIN

Ordered filed. Pursuant to rule 8.256(e)(1) of the California Rules of Court, submission of the above entitled matter is vacated and the cause resubmitted as of this date for the period allowed by law, so that this court may consider the decision of the Supreme Court upon its completion of review of People v. Galland (2006) 146 Cal.App.4<sup>th</sup> 277, review granted April 18, 2007, S1498890.  
O’Leary, Acting P.J.

We concur: Moore, J.  
              Ikola, J.

G036687     WILLIAM H. STEINER  
              v.  
              TARA HOSSEINI

Not for publication

Opinion filed. All orders are affirmed.

Sills, P.J.

We concur: Rylaarsdam, J.  
              Bedsworth, J.

G037330     THE PEOPLE  
              v.  
              OSCAR TLATELPA

Not for publication

Opinion filed. The judgment is affirmed.

Moore, J.

We concur: Sills, P.J.  
              Rylaarsdam, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 24, 2007 (cont'd)**

G037904

THE PEOPLE

Not for publication

v.

ROBERTO SARABIA

Opinion filed. The judgment is affirmed.

O'Leary, J.

We concur: Rylaarsdam, Acting P.J.  
Ikola, J.